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3040 Post Oak Blvd, Suite 1500
Houston, TX 77056-6582
TEL 713.623.4844
FAX 713.623.4846

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DATE: November 23, 2005
FILE NO: ZIMR/0009
TO: MAIL STOP AMENDMENT
Examiner Kiet Tuan Nguyen
FAX NO: 1-571-273-8300
FROM: Randol W. Read
PAGE(S) with cover: 10

RE:

TITLE: Charged Particle Beam Apparatus And Method For Operating The Same
U.S. SERIAL NO.: 10/759,392
FILING DATE: January 16, 2004

Attached for the above-referenced application please find:

RESPONSE TO OFFICE ACTION DATED AUGUST 23, 2005

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PATENT

NOV 23 2005

Atty. Dkt. No. ZIMR/0009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Adamec, et al.

Serial No.: 10/759,392

Confirmation No.: 7140

Filed: January 16, 2004

For: Charged Particle Beam
Apparatus And Method For
Operating The Same

§ Group Art Unit: 2881

§ Examiner: Kiet Tuan Nguyen

MAIL STOP Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office to fax number 571-273-8300 to the attention of Examiner Kiet Tuan Nguyen, on the date shown below:

November 23, 2005

Date

Randol W. Read

RESPONSE TO OFFICE ACTION DATED AUGUST 23, 2005

In response to the Office Action dated August 23, 2005, having a shortened statutory period for response set to expire on November 23, 2005, please enter this response and reconsider the claims pending in the application for reasons discussed below. Although Applicant believes that no additional fees are due in connection with this response, the Commissioner is hereby authorized to charge counsel's Deposit Account No. 20-0782/ZIMR/0009/BTP, for any fees, including extension of time fees or excess claim fees, required to make this response timely and acceptable to the Office.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper. **Remarks/Arguments** begin on page 8 of this paper.